

## Message Text

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INFO OCT-01 ISO-00 HA-05 IO-13 CIAE-00 DODE-00 NSAE-00  
NSCE-00 SSO-00 ICAE-00 INRE-00 PM-05 H-01 INR-10  
L-03 PA-01 SP-02 SS-15 /068 W  
-----014563 181044Z /11

O 180933Z MAY 78  
FM AMEMBASSY MOSCOW  
TO SECSTATE WASHDC IMMEDIATE 1825  
INFO AMEMBASSY BELGRADE  
AMEMBASSY BERLIN  
AMEMBASSY BUCHAREST  
AMEMBASSY BUDAPEST  
AMCONSUL LENINGRAD  
AMEMBASSY LONDON  
AMCONSUL MUNICH  
AMEMBASSY PARIS  
AMEMBASSY PRAGUE  
AMEMBASSY SOFIA  
USMISSION USNATO  
AMEMBASSY WARSAW

C O N F I D E N T I A L SECTION 01 OF 03 MOSCOW 10979

E.O. 11652: GDS  
TAGS: SHUM, CSCE, PINT, UR  
SUBJECT: ORLOV TRIAL, THE THIRD DAY

REF: MOSCOW 10858

SUMMARY: THE THIRD DAY OF THE TRIAL, MAY 17, SAW THE  
ENTERING INTO EVIDENCE OF THE "SLANDEROUS" DOCUMENTS  
WRITTEN IN PART OR WHOLLY BY ORLOV, THE CONCLUDING SPEECH  
BY THE PROSECUTOR, AND THE FINAL STATEMENT IN DEFENSE OF  
ORLOV, DELIVERED BY ORLOV HIMSELF. MRS. ORLOV DESCRIBED  
THE ATMOSPHERE INSIDE THE COURTROOM AS WORSE THAN DURING  
THE TRIAL'S PREVIOUS DAY: THE PRESIDING JUDGE, THE  
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PROSECUTOR, AS WELL AS VOCAL SPECTATORS FREQUENTLY  
INTERRUPTED ORLOV; AND AFTER THE COURT ADJOURNED FOR THE  
DAY, MRS. ORLOV WAS FORCEABLY UNCLOTHED AND SEARCHED  
(EXCEPT FOR BRASSIERE) BY THREE WOMEN IN FULL VIEW OF  
THREE PLAINCLOTHESMEN. THE PROSECUTOR CALLED FOR THE  
MAXIMUM SENTENCE OF SEVEN YEARS' IMPRISONMENT PLUS FIVE  
YEARS' EXILE. MRS. ORLOV EXPECTS THAT THE MAXIMUM SENTENCE

WILL BE HANDED DOWN AT THE TRIAL'S FINAL SESSION, WHICH COMMENCES AT TEN A.M. MAY 18. TWO CANADIAN EMBASSY OFFICERS SHOWED UP OUTSIDE OF THE COURTROOM MID-AFTERNOON MAY 17. THE CROWD OUTSIDE TOTALED ABOUT 180 BY THE END OF THE DAY. THE SCENE OUTSIDE WAS GENERALLY CALM. END SUMMARY.

1. SUBSTANCE OF THE THIRD DAY'S PROCEEDINGS. AT LEAST HALF OF THE DAY WAS DEVOTED TO THE READING INTO THE RECORD OF THE "SLANDEROUS, ANTI-SOVIET" DOCUMENTS WRITTEN WHOLLY OR IN PART BY ORLOV. AS DURING THE FIRST TWO DAYS, ONLY PARTS OF SELECTED DOCUMENTS (A TOTAL OF 57) WERE READ, AND NO REFERENCE WAS MADE TO THE CSCE ASPECT OF ORLOV'S ACTIVITIES. THE JUDGE DECLINED ORLOV'S REQUESTS THAT THE FULL DOCUMENTS BE CORRECTLY IDENTIFIED AND READ IN FULL.

2. AFTER A RECESS, THE PROSECUTOR DELIVERED HIS SUMMARY STATEMENT, WHICH CALLED FOR THE MAXIMUM SENTENCE OF SEVEN YEARS IN PRISON AND FIVE YEARS' INTERNAL EXILE. PREDICTABLY, HE INSISTED THAT ORLOV HAD VIOLATED CRIMINAL LAW, AND WAS BEING TRIED ONLY FOR THAT, NOT FOR ANY "POLITICAL" ACTIVITY. THE PROSECUTOR ALSO INSISTED THAT ORLOV HAD SLANDERED THE SOVIET UNION, NOTING IN PARTICULAR A LETTER ORLOV SENT TO BREZHNEV IN 1973, IN WHICH ORLOV ARGUED THAT SOVIET SCIENCE WAS RETARDED BY CPSU'S CONFIDENTIAL

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IDEOLOGICAL INFLEXIBILITY.

3. THE DAY ENDED WITH A SUMMARY STATEMENT IN ORLOV'S DEFENSE, DELIVERED BY ORLOV HIMSELF. ORLOV'S ATTORNEY, SHALMAN, TOLD MRS. ORLOV PRIVATELY THAT ORLOV HAD DECIDED TO DISMISS SHALMAN, BECAUSE SHALMAN MIGHT INCUR THE REGIME'S WRATH BY DELIVERING A CONCLUDING STATEMENT IN ORLOV'S DEFENSE. SHALMAN SAID THAT ORLOV HAD NOT BEEN SLEEPING WELL AND WAS EXHAUSTED; BUT ORLOV NONETHELESS REQUESTED FORMALLY THAT SHALMAN BE DISMISSED, AND THE PRESIDING JUDGE AGREED.

4. ACCORDING TO MRS. ORLOV AND HER TWO STEP-SONS, THE PRESIDING JUDGE AND THE PROSECUTOR FREQUENTLY INTERRUPTED ORLOV. IN ADDITION, INDIVIDUAL SPECTATORS IN THE COURTROOM INTERRUPTED ORLOV WITH SUCH SHOUTS AS "SPY", "TRAITOR", "DON'T TALK ABOUT HONESTY, TELL US ABOUT YOUR CRIMES." ORLOV REPORTEDLY MADE THE FOLLOWING POINTS:

--EVERY COUNTRY'S INTERNAL LAWS TO SOME EXTENT CONFLICT WITH ITS INTERNATIONAL LEGAL UNDERTAKINGS, AND THERE ARE PEOPLE IN EVERY COUNTRY CONCERNED OVER THIS CONFLICT;

--THE AIM OF ORLOV'S GROUP WAS TO EASE THIS CONFLICT  
IN THE USSR, BY GATHERING AND PUBLICIZING FACTS  
RELEVANT TO THE USSR'S COMPLIANCE WITH THE HELSINKI  
FINAL ACT;

--THE TRIAL WAS BEGUN ON THE ASSUMPTION THAT HIS GROUP'  
DOCUMENTS, AS WELL AS HIS OWN, WERE SLANDEROUS; AFTER  
READING THE 50 VOLUMES OF MATERIAL GATHERED DURING THE  
PRELIMINARY INVESTIGATION OF HIS CASE, HE WAS MORE  
CONVINCED THAN EVER THAT THE DOCUMENTS IN QUESTION WERE  
ESSENTIALLY CORRECT; MOREOVER, HOW COULD THE COURT FIND

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L-03 PA-01 SP-02 SS-15 /068 W  
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O 180933Z MAY 78  
FM AMEMBASSY MOSCOW  
TO SECSTATE WASHDC IMMEDIATE 1826  
INFO AMEMBASSY BELGRADE  
AMEMBASSY BERLIN  
AMEMBASSY BUCHAREST  
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HIM GUILTY OF SLANDER WITHOUT CONSIDERING THE FULL TEXT  
OF EACH ALLEGEDLY SLANDEROUS DOCUMENT;

--IN HIS VIEW, THE CHIEF PROBLEM FOR SOVIET SOCIETY  
AS A WHOLE, AND SOVIET SCIENCE IN PARTICULAR, WAS THE  
CPSU'S "IDEOLOGICAL INTOLERANCE"; IDEOLOGICAL CONFRONTA-  
TION WAS A MAJOR CAUSE OF THE ARMS RACE, AND IDEOLOGICAL

TOLERANCE WAS ESSENTIAL TO GENUINE PEACEFUL COEXISTENCE.

5. MRS. ORLOV EXPECTS THAT THE TRIAL WILL END MAY 18 WITH THE PRESIDING JUDGE READING A LENGTHY DECISION IN WHICH ORLOV WILL BE FOUND GUILTY AS CHARGED AND WILL BE GIVEN THE MAXIMUM SENTENCE.

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6. ATMOSPHERE IN THE COURTROOM: AS NOTED, ORLOV REPEATEDLY WAS HARASSED BY THE JUDGE, PROSECUTOR AND THE SPECTATORS. UNDOUBTEDLY THE MOST DRAMATIC DEVELOPMENT OF THE DAY WAS THE FORCIBLE STRIP-SEARCH OF MRS. ORLOV, JUST AFTER THE FORMAL PROCEEDINGS ENDED. SHE SAID SHE WAS GRABBED AS SHE WAS LEAVING THE COURTROOM AND TAKEN TO A SMALL ROOM WHERE THREE WOMEN FORCIBLY REMOVED ALL OF HER CLOTHING, EXCEPT HER BRASSIERE, SEARCHED HER, THEN DRESSED HER -- ALL IN THE FULL VIEW OF THREE YOUNG PLAINCLOTHESMEN WHO WERE ALSO IN THE ROOM.

7. SCENE OUTSIDE THE COURTROOM. THE DAY GOT OFF TO A SLOW START, WITH ONLY TEN SOVIET FRIENDS OF ORLOV, NO WESTERN JOURNALISTS, AND EMBOFF STANDING VIGIL. PHYSICAL MILITIA/KGB CONTROLS WERE IDENTICAL TO THOSE OF THE SECOND DAY. BY THE DAY'S END, AT ABOUT 7:30 P.M. SOME 180-200 SOVIET SUPPORTERS AND WESTERN JOURNALISTS WERE ON HAND, PLUS EMBOFF AND TWO OFFICERS FROM THE CANADIAN EMBASSY (THE LATTER ARRIVED ABOUT 4:30 P.M.). SOVIET FRIENDS OF ORLOV INCLUDED THE RECENTLY SELF-PROCLAIMED DISSIDENT, DUBNASCIENTIST POLIKANOV, SAKHAROV AND HIS WIFE, MRS. ALEKSANDR GINZBURG, LEADING REFUSENIK AND ORLOV GROUP MEMBER SLEPAK, ANATOLIY SHCHARANSKIY'S BROTHER LEONID, RELATIVELY NEW ORLOV GROUP MEMBER MEIMAN, AND DISSIDENT ORTHODOX PRIEST DUDKO.

8. EMBOFF MADE TWO ATTEMPTS TO GAIN ENTRANCE TO THE COURTHOUSE. THE FIRST AT 9:45 A.M. WAS REBUFFED ON THE FAMILIAR GROUNDS THAT THE COURTROOM WAS FILLED. THE SECOND, AT FIVE P.M., PROMPTED A YOUNG MILITIAMAN MANNING THE BARRICADES TO ASK IF EMBOFF HAD "A SPECIAL INVITATION." WHEN EMBOFF ASKED WHY THIS WAS NECESSARY

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FOR AN OPEN TRIAL, THE MILITIAMAN (WHO CLEARLY HAD NOT BEEN WELL BRIEFED) REPLIED THAT THE TRIAL WAS NOT OPEN. THE CANADIAN EMBOFFS MADE NO EFFORT TO GAIN ENTRANCE TO

THE COURTROOM.

9. A NEW AND APPARENTLY MORE EVEN-TEMPERED TEAM OF KGB PLAINCLOTHESMEN WAS ON DUTY MAY 17. THE NUMEROUS MILITIA MEN ON THE SCENE ALSO REMAINED COOL, AND THE DAY PASSED WITHOUT SERIOUS INCIDENT. THE WESTERN NEWSMEN TOOK MRS. ORLOV AND ORLOV'S TWO SONS TO THE PRIVATE APARTMENT OF ONE OF THEIR NUMBER, WHERE SHE AND THE SONS WERE QUESTIONED IN A RELATIVELY CALM ATMOSPHERE. THEY WERE VERY CLOSELY FOLLOWED BY TWO CARLOADS OF KGB PLAINCLOTHESMEN AND PHOTOGRAPHERS.

10. KGB PHOTOGRAPHERS TOOK NUMEROUS PHOTOS OF ORLOV'S FRIENDS IN FRONT OF THE COURTHOUSE. APPARENTLY BY MISTAKE, DURING THE DAY A MILITIA VAN PARKED IN FRONT OF THE COURTHOUSE, AND THROUGH THE VAN'S REAR WINDOW ONE COULD PLAINLY MAKE OUT THE FACE OF THE ORLOV SUPPORTER WHO HAD BEEN

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O 180933Z MAY 78  
FM AMEMBASSY MOSCOW  
TO SECSTATE WASHDC IMMEDIATE 1827  
INFO AMEMBASSY BELGRADE  
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ARRESTED AT THE PARKING LOT FRACUS MAY 16 (REFTEL). THE MAN INDICATED WITH HIS FINGERS THAT HE HAD BEEN GIVEN 15 DAYS FOR HIS ACTIVITIES (WHICH NEITHER EMBOFF NOR WESTERN JOURNALISTS OBSERVED) AT THE PARKING LOT.

11. FOR ORLOV'S FRIENDS OUTSIDE THE COURTHOUSE, THE HIGHLIGHT OF THE LONG DAY CAME AT SEVEN P.M., WHEN ORLOV WAS ESCORTED OUT OF THE SIDE ENTRANCE OF THE COURTHOUSE INTO A WAITING, WINDOWLESS MILITIA VAN. AS ON THE PREVIOUS DAY, HIS FRIENDS BEGAN SHOUTING "YURIY, YURIY" A SOON AS THEY CAUGHT SIGHT OF HIM. AT THIS MOMENT, THE MILITIA TURNED ON TWO SIRENS (ONE ON A MOTORCYCLE, THE OTHER ON A LARGE TRUCK) IN AN APPARENT, BUT UNSUCCESSFUL, ATTEMPT TO DROWN OUT THE FRIENDLY SHOUTS. MATLOCK  
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## Message Attributes

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